

#16

Atty. Dkt. No. ABI1460-3
(071243-1317)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Desai et al.

Title: COMPOSITIONS AND METHODS
FOR TREATMENT OF
HYPERPLASIA

Appl. No.: 09/847,945

Filing Date: 05/02/2001

Examiner: R. DeWitty

Art Unit: 1616

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>Stephen E. Reiter</u> (Printed Name) <u>[Signature]</u> (Signature) <u>May 21, 2003</u> (Date of Deposit)
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FAX RECEIVED

MAY 21 2003

PETITION FOR REVIVAL OF APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b) PETITIONS OFFICEMail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper Request to Rescind Previous Nonpublication Request 35 U.S.C. 122(b)(2)(B).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Required reply and/or fee;
 - (2) Petition fee (37 C.F.R. § 1.17(m));
 - (3) Statement that the abandonment was unintentional; and
 - (4) Any required terminal disclaimer (37 C.F.R. § 1.137(c)).
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- (1) Required reply and/or fee.

The proposed reply as noted above in the form of a proper Request to Rescind Previous Nonpublication Request 35 U.S.C. 122(b)(2)(B).

- (2) Petition fee (37 C.F.R. § 1.17(m))

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Please charge Deposit Account No. 50-0872 in the amount of \$1300.00 for the amount stated in 37 C.F.R. § 1.17(m) to cover the fee for this petition. A duplicate copy of this transmittal is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

(3) Statement that the abandonment was unintentional.

Applicant hereby states that the entire delay in filing the required reply, from the due date for the reply until the filing of this petition, was unintentional.

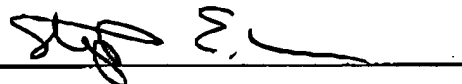
(4) Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

No terminal disclaimer is required in this application under 37 C.F.R. § 1.137(c) since this application was not filed before June 8, 1995.

Respectfully submitted,

Date: May 21, 2003

By



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